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JAP20 Rec'd PCT/PTO 27 APR 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Jifeng LI

Application No.: New PCT National Stage Application

Filed: April 27, 2006

For: RADIO COMMUNICATION APPARATUS AND MCS
DETERMINATION METHOD

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

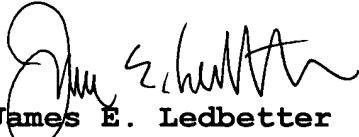
Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Copies of the art cited in the International Search Report (ISR), which issued by the JPO, are made available to the U.S. examiner in the national stage application, pursuant to MPEP 1893.03(g), and therefore copies of such art are not submitted herewith. The art cited in the ISR is listed on the attached PTO-1449 for an indication of consideration by the examiner. Copies of any other references listed on the PTO-1449, besides those cited in the ISR, are submitted herewith. The following documents are discussed in the present application at page 3, line 7; JP '116, "T. ASAI, et al." and "Motorola TSGR1#13(00)727." US '832 corresponds to JP '498.

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Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,


James E. Ledbetter
Registration No. 28,732

Date: April 27, 2006

JEL/spp

ATTORNEY DOCKET NO. L9289.06153

STEVENS, DAVIS, MILLER & MOSHER, L.L.P.
1615 L STREET, NW, Suite 850
WASHINGTON, DC 20043-4387
Telephone: (202) 785-0100
Facsimile: (202) 408-5200

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| FORM PTO-1449 U.S. Department of Commerce (Rev. 4/92) Patent and Trademark Office | | ATTY/DOCKET NO. L9289.06153 | SERIAL NO. 10/138,823 New PCT Nat'l Stage Application |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | | APPLICANT Jifeng Li | FILED APR 27 2006 |
| FILING DATE April 27, 2006 | | GROUP Unassigned | |

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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| | PCT International Search Report dated January 25, 2005. |
| | T. ASAI, et al.; "Experimental Evaluations on Throughout Performance of Adaptive Modulation and Channel Coding and Hybrid ARQ in HSDPA," The Institute of Electronics, Information and Communication Engineers, Technical Report of IEICE, RCS2002-178 (10-2002), pp. 37-42, with English Abstract. |
| | "High Speed Downlink Packet Access," Motorola, TSG-RAN Working Group 1 meeting#13, Tokyo, Japan, May 22-25, 2000, pp. 1-58. |

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.